

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JOHN MCBREARTY, et al.

: CIVIL ACTION

v.

:

DELAWARE COUNTY SHERIFFS  
DEPARTMENT, et al.

:

NO. 02-4553

**O R D E R**

AND NOW, this        day of July, 2003, upon consideration of plaintiffs' Petition for Council Expenses (Doc. #29), and all responses thereto, as plaintiffs' claims may be facially meritorious; as the claims do not entail particularly complex issues; as the key discovery would appear to encompass records and statements of personnel which readily can and should be made available to plaintiffs by defendants; as credibility determinations may have to be made as is invariably so in the myriad of cases where a law enforcement or governmental official denies that he did or failed to do that which a § 1983 plaintiff asserts but that no unique issues or problems regarding such determinations appear to be present; and, as plaintiffs have demonstrated their ability adequately to present their case, **IT IS HEREBY ORDERED** that said petition is **DENIED** with the understanding that defense counsel will conduct discovery and other proceedings in a manner appropriate for such a pro se case.

BY THE COURT:

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LEGROME D. DAVIS, J.